

LAW OFFICES
TILSEN, HEFFERNAN & WELLS
ATTORNEYS AT LAW
400 MINNESOTA BUILDING
ST. PAUL, MINN. 55101

KENNETH E. TILSEN
DONALD J. HEFFERNAN
STUART W. WELLS III

TELEPHONE 224-7687
AREA CODE 612

August 11, 1971

Mr. Dan Ellsberg
10 Hilliard Street
Cambridge, Mass. 02138

Dear Dan:

I am enclosing copies of your, Mike's and Frank's testimony pursuant to your request of Frank. I am also enclosing the brief I filed in the Circuit Court.

The Court has not yet ruled on the demand to produce the pentagon papers in Perkins vs. Laird, the case challenging the constitutionality of the war. The case is tentatively set to go to trial on August 25.

I enjoyed talking with Mrs. Ellsberg and greatly appreciate her contacting Noam Chomsky who was of help in discussing the papers with the attorney general's office. We believe our case in Minnesota is the 1st trial in the United States involving the constitutionality of the war in which there will be a trial on the merits with live testimony and evidence. All prior cases have been decided adversely on motions or affidavits.

We know how busy you are as we follow your matters closely. It would be great if you could find it possible to come to Minnesota to testify. If not, I will be in touch with your relative to other possible witnesses.

Kindest personal regards,


Ken

KET:T

Enclosures